



AF/3764

#21
4/11/2/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Ping Liong TJOA

Appln. No. : 09/319,243

Filed : June 7, 1999

For : TRAINING APPARATUS

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) Art Unit: 3764
)
) Ex: L. Hamilton
)
) **BOX AF**
) **EXPEDITED HANDLING**
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Corres. and Mail
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REQUEST FOR RECONSIDERATION

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
DEC - 9 2002

TECHNOLOGY CENTER R3700

Sir:

The following remarks and the two (2) declarations under 37 CFR 1.132 are being submitted in response to the Office Action of June 4, 2002 in a bona fide effort to place this application in condition for allowance.

REMARKS

Receipt is acknowledged of the Office Action of June 4, 2002.

Claims 12 and 14-23 are pending and have been examined. These claims have been finally rejected as unpatentable under 35 USC 103(a) over Bosko.

This rejection was and is still traversed.

In her rejection the examiner states " it has been held that a recitation with respect to the manner in which a claimed apparatus is intended to be employed does not differentiate the claimed apparatus from a prior art apparatus satisfying the claimed structural limitations." This is a correct statement of the law, but it has not been properly applied in this case.